

"An Act to amend Article 529n of the Penal Code of the State of Texas, adopted at the Regular Session of the Twenty-fourth Legislature of the State of Texas; Article 529h of Chapter 98 of the acts of the Regular Session of the Twenty-fifth Legislature of Texas; Article 259g of Chapter 90 of the acts of the Regular Session of the Twenty-ninth Legislature of Texas; Article 2518c, 2518c<sup>1</sup>, 2518m, 529e, 529j, 529p of Chapter 126 of the acts of the Regular Session of the Thirtieth Legislature of Texas and adding thereto Article 5518k<sup>1</sup>, referring to licenses required of dealers in fish and oysters, and Article 259j<sup>1</sup>, referring to the screening of pumps, etc., and repealing all laws and parts of laws in conflict with the above, relating to the duties and powers of the Game, Fish and Oyster Commissioner, and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass with the following amendment:

Amend Article 2518c by striking out \$150 per month as the salary of the chief deputy, and inserting \$125 per month.

HARPER, Chairman.

(Floor Report.)

Austin, Texas, April 1, 1909.

Hon. A. B. Davidson, President of the Senate.

Sir: We, your Committee on Educational Affairs, to whom was referred

Senate bill No. 85, A bill to be entitled "An Act creating and incorporating the Bronte Independent School District in Coke county, Texas, and defining its boundaries, providing for the election of a board of trustees to buy, assess and collect a tax of not exceeding 50 cents on \$100 of all property in said district subject to taxation for all purposes, including maintenance of its schools," etc.,

Have had the same under consideration, and beg leave to report it back to the Senate with the recommendation that it do pass, and be not printed.

Alexander, Chairman; Harper, Bryan, Hume, Real, Weinert, Meachum.

(Floor Report.)

Austin, Texas, April 1, 1909.

Hon. A. B. Davidson, President of the Senate.

Sir: We, your Committee on Educational Affairs, to whom was referred

Senate bill No. 86, A bill to be entitled

"An Act creating and incorporating the Robert Lee Independent School District in Coke county, Texas, and defining its boundaries, providing for the election of a board of trustees thereof and defining their duties, powers and authority; authorizing said board of trustees to buy, assess and collect a tax of not exceeding 50 cents on \$100 of all property in said district subject to taxation for all purposes, including maintenance of its schools, purchasing and constructing public free school buildings and sites therefor within the district, and for equipping and furnishing the same, and to issue bonds for such building and purchasing and equipping and furnishing and for subdividing tax levies when made, and the funds when collected, and providing for elections and the proposition to levy taxes and issue such bonds, and providing that the trustees when elected and qualified shall take over and assume control of all the district school property and funds within and for the limits of the district and make use of same for public school purposes, and assume and pay all legal indebtedness and obligations now owned by or outstanding against Robert Lee High School corporation in Coke county, Texas, and investing said district and the board of trustees thereof with all the rights, powers, privileges and duties conferred and imposed by general laws upon the independent school district and the board of trustees thereof formed by the incorporation of a town or village for free school purposes only, under general laws, and declaring an emergency,"

Have had the same under consideration, and beg leave to report it back to the Senate with the recommendation that it do pass, and be not printed.

Alexander, Chairman; Harper, Bryan, Hume, Real, Weinert, Meachum.

#### FIFTEENTH DAY.

Senate Chamber,  
Austin, Texas,

Monday, April 5, 1909.

Senate met pursuant to adjournment, Lieutenant Governor A. B. Davidson presiding.

The roll was called, a quorum being present, the following Senators answering to their names:

Adams.	Greer.
Alexander.	Harper.
Brachfield.	Hayter.
Bryan.	Holsey.
Cofor.	Hudspeth.

Hume.	Stokes.
Kellie.	Sturgeon.
Masterson.	Terrell of Bowie.
Meachum.	Terrell of McLennan.
Murray.	Venale.
Paulus.	Ward.
Peeler.	Watson.
Perkins.	Weinert.
Real.	Willacy.
Senter.	

Absent.

Mayfield.

Prayer by the Chaplain, Rev. H. M. Sears.

Pending the reading of the Journal of Friday, on motion of Senator Stokes, the same was dispensed with.

There being no bills and resolutions, the Chair declared the morning call concluded.

## SPECIAL COMMITTEE REPORT.

By Senator Terrell of Bowie:

Austin, Texas, April 5, 1909.

Hon. A. B. Davidson, Lieutenant Governor of Texas.

Sir: Your committee appointed to investigate and report upon the account of Tobin's Book Store for supplies sold by them for the use of the Senate during the Regular and First Called Sessions of the Thirtieth Legislature, beg leave to report as follows:

We find that for some reason, claimed by Tobin's Book Store to be a custom, that the account was not presented for payment until an hour after the close of that session of the Legislature.

We also find that practically all the supplies purchased for the use of the Senate in both the Regular and First Called Sessions of the Thirtieth Legislature were purchased from said Tobin's Book Store.

We further find that no part of said account for said supplies has been paid, as shown by letter of the Comptroller of Public Accounts hereto attached.

We beg to state that we have carefully examined said account and checked over same, and that we have stricken out and refused to allow payment for any items for which said Tobin's Book Store did not have an order signed by the Chairman of the Contingent Expense Committee of said Senate, or a receipt signed by the Sergeant-at-Arms of said Senate or his assistant; that after so auditing said account and passing on same to the best of our ability, we find that the

said Senate of the Thirtieth Legislature is indebted to said Tobin's Book Store on said account in the sum of eight hundred and ninety-nine and 54-100 (\$899.54) dollars as per account hereto attached.

We, therefore, recommend that said account be approved for said amount by the Lieutenant Governor to be paid out of the contingent expense fund now in the Treasury of the State of Texas to the credit of the Senate of the Thirtieth Legislature, and that the Comptroller of Public Accounts issue warrant on said fund for the payment of said amount upon the receipt of said account so approved by the Lieutenant Governor.

We further recommend that a copy of this report be printed in the Journal.

Respectfully submitted,

TERRELL of Bowie,

HOLSEY,

TERRELL of McLennan.

Comptroller's Department,  
State of Texas.

Austin, Texas, January 16, 1909.

Hon. J. M. Terrell, Chairman Contingent Expenses, Senate Chamber.

Dear Sir: Replying to your request of 13th inst., asking to be furnished certified copies of the accounts of Tobin's Book Store, for which warrants were issued against the contingent expenses of the Senate of the Thirtieth Legislature, we beg to advise that our records do not show that Tobin's Book Store was paid any amount for supplies furnished the Senate, either during the Regular or Called Session of the Thirtieth Legislature.

Yours very truly,

J. W. STEPHENS,

Comptroller.

## SENATE BILL NO. 12.

The Chair laid before the Senate, on third reading,

Senate bill No. 12, A bill to be entitled "An Act providing for the appointment of official shorthand reporters for districts by the judges thereof to report cases; providing for the time and method of making and filing typewritten transcripts of such reports; providing for the time and method of making and filing statements of facts and bills of exceptions on appeals; providing for the qualifications, duties and compensations of such official shorthand reporters; repealing Chapter 24, page 509, Acts of the First Called Session of the

Thirtieth Legislature of the State of Texas, and all other laws or parts of laws in conflict with this act, and declaring an emergency."

The bill was read and Senator Watson offered the following amendment:

Amend the engrossed bill, pages 8 and 9, Section 8, by striking out all of lines 31 and 32 on page 8 and all of lines 1 to and including the word "district" in line 21, page 9.

The amendment was read, and adopted by the following vote:

## Yeas—19.

Adams.	Paulus.
Alexander.	Perkins.
Cofer.	Real.
Greer.	Senter.
Harper.	Sturgeon.
Hayter.	Terrell of Bowie.
Kellie.	Veale.
Masterson.	Ward.
Meachum.	Watson.
Murray.	

## Nays—3.

Bryan.	Hudspeth.
Holsey.	

## Absent.

Brachfield.	Stokes.
Hume.	Terrell of McLennan.
Mayfield.	Weinert.
Peeler.	Willacy.

The bill was read third time, and passed by the following vote:

## Yeas—17.

Adams.	Meachum.
Alexander.	Paulus.
Cofer.	Real.
Greer.	Senter.
Harper.	Sturgeon.
Hayter.	Terrell of Bowie.
Hudspeth.	Ward.
Kellie.	Watson.
Masterson.	

## Nays—5.

Bryan.	Perkins.
Holsey.	Veale.
Murray.	

## Absent.

Brachfield.	Stokes.
Hume.	Terrell of McLennan.
Mayfield.	Weinert.
Peeler.	Willacy.

Senator Watson moved to reconsider the vote by which the bill was passed, and lay that motion on the table.

The motion to table prevailed by the following vote:

## Yeas—19.

Adams.	Murray.
Alexander.	Paulus.
Cofer.	Real.
Greer.	Senter.
Harper.	Terrell of Bowie.
Hayter.	Veale.
Hudspeth.	Ward.
Kellie.	Watson.
Masterson.	Weinert.
Meachum.	

## Nays—3.

Bryan.	Perkins.
Holsey.	

## Absent.

Brachfield.	Stokes.
Hume.	Sturgeon.
Mayfield.	Terrell of McLennan.
Peeler.	Willacy.

## SENATE BILL NO. 32.

The Chair laid before the Senate, on second reading and regular order,

Senate bill No. 32, A bill to be entitled "An Act to amend Chapter 4 of Title 28 of the Revised Civil Statutes of the State of Texas by adding thereto Article 1111a, providing that when the time prescribed by law for the ending of a regular or special term of any district court shall occur during the trial of a cause, the term shall be extended for such additional length of time as may be necessary to allow such trial to be concluded, and declaring an emergency."

Senator Meachum moved that the further consideration of the bill be postponed indefinitely.

The motion was adopted.

## SENATE BILL NO. 69.

On motion of Senator Masterson, the regular order of business (Senate bill No. 33) was suspended, and the Senate took up, out of its order, Senate bill No. 69, by the following vote:

## Yeas—23.

Adams.	Kellie.
Alexander.	Masterson.
Bryan.	Meachum.
Cofer.	Murray.
Greer.	Paulus.
Harper.	Perkins.
Hayter.	Real.
Holsey.	Senter.
Hudspeth.	Terrell of Bowie.

Terrell of McLennan. Watson.  
Veale. Weinert.  
Ward.

Absent.

Brachfield. Stokes.  
Hume. Sturgeon.  
Mayfield. Willacy.  
Peeler.

(Senator Meachum in the chair.)

The Chair laid before the Senate, on second reading,

Senate bill No. 69, A bill to be entitled "An Act to provide a home for lepers, and to provide for the isolation, care and treatment of persons suffering with leprosy, and to make an appropriation therefor, and declaring an emergency."

Senator Hayter offered the following amendment:

Amend the bill by striking out of line 27, page 3, the word "forty" and insert in lieu thereof the word "thirty."

Senator Alexander moved to table the amendment, which motion was adopted.

Senator Murray offered the following amendment:

Amend the bill by adding to Section 1 the following: "Provided said home for lepers shall not be located in any county in this State, if a majority of the qualified voters of such county protest against the location of said home within their county."

#### JOINT SESSION.

Here the Chair announced that the hour had arrived for the Senate to go to the Hall of the House of Representatives for the purpose of participating in the joint session on account of the address of Hon. Wm. J. Bryan, and the Senate accordingly repaired to that Hall.

#### IN JOINT SESSION.

#### RECEPTION TO HON. W. J. BRYAN

At 10:35 o'clock a. m., the Honorable Senate of Texas was announced at the bar of the House, and accompanied by Sergeant-at-Arms James Hornbuckle, Secretary Clyde D. Smith and Journal Clerk R. M. Gilmore, the Senators advanced into the Hall and occupied seats along the aisle already prepared for them.

Hon. A. B. Davidson, President of the Senate, was invited to a seat on the rostrum to the right of the Speaker.

The Secretary of the Senate was di-

rected by the President of the Senate to call the roll of the Senate, and the following Senators answered to their names:

Adams.	Paulus.
Alexander.	Peeler.
Brachfield.	Perkins.
Bryan.	Real.
Cofer.	Senter.
Greer.	Stokes.
Harper.	Sturgeon.
Hayter.	Terrell of Bowie.
Holsey.	Terrell of
Hudspeth.	McLennan.
Hume.	Veale.
Kellie.	Ward.
Masterson.	Watson.
Mayfield.	Weinert.
Meachum.	Willacy.
Murray.	

Senators present, 30.

Necessary to a quorum, 21.

President Davidson announced a quorum of the Senate present.

Speaker Marshall then directed the Clerk to call the roll of the House, and the following members answered to their names:

Anderson.	Cureton.
Aston.	Currey.
Baker of Hood.	Dalby.
Baker of Panola.	Dotson.
Ballengee.	Driggers.
Barrett.	Elliott.
Bartlett.	Fant.
Bell.	Fitzhugh.
Bierschwale.	Flournoy.
Bogard.	Gaines.
Bostic.	German.
Boswell.	Giesen.
Bowles.	Gilmore.
Branch.	Goodman.
Briscoe.	Graham.
Brookreson.	Hamilton of
Brookshire.	Childress.
Brown.	Hamilton of
Brownlee.	McCulloch.
Buchanan.	Harman.
Byrne.	Haxthausen.
Cable.	Highsmith.
Canales.	Hill.
Cathey.	Horger.
Caves.	Jackson.
Chaney.	Jenkins.
Cox.	Jennings.
Craven.	Keeble.
Crawford.	Lawson.
Crisp.	Leach.
Crockett of	Lee.
Mitchell.	Lively.
Crockett of	Luce.
Washington.	Maddox.

Mason.	Robertson of Bell.
Maxwell.	Robertson of Travis.
McCallum.	Schluter.
McDonald.	Schofield.
McGown.	Self.
McKinney.	Smith.
McLain.	Spradley.
Meeks.	Stamps.
Mobley.	Standifer.
Morris.	Stephenson.
Munson.	Stepter.
Nickels.	Stratton.
O'Bryan.	Strickland.
O'Bryant.	Tarver.
Odom.	Terrell of Bexar.
Pearson.	Terrell of Cherokee.
Pharr.	Turner.
Porter.	Turney.
Rabb.	Vaughan.
Ralston.	Von Rosenberg.
Ray.	Wahrmund.
Rayburn.	Walter.
Reid.	Werner.
Reedy.	Westbrook.
Ridgway.	Wilson.
Rouch.	Wortham.
Roberson of Erath.	

## Absent.

Adams.	Pierce.
Bowman.	Trenckmann.
Brooks.	

## Absent—Excused.

Davis.	Nelson of Hopkins.
Fuller.	Nelson of Kaufman.
Johnson.	Perkins.
Kennedy.	Stead.
Moller.	

Representatives present, 116.

Necessary to a quorum, 89.

The Speaker announced a quorum of the House present.

Speaker Marshall then announced the two houses in joint session in accordance with the provisions of a concurrent resolution adopted, the purpose of the joint session being to receive the Hon. William Jennings Bryan of Nebraska, who had been invited to address the Legislature.

At 10:50 a. m., the committee appointed to accompany Mr. Bryan to the Hall appeared at the bar of the House and approached the Speaker's stand. Governor Campbell, the joint committee and Mr. Bryan were seated on the Speaker's stand.

Lieutenant Governor Davidson introduced Mr. Bryan, and he addressed the joint session and the assemblage.

## SENATE RETIRES.

On motion of Senator Willacy, the Senate, at 12:15 p. m., retired to its Chamber.

## IN THE SENATE.

The Senate returned to its Chamber at 12:20 o'clock.

## SENATE CONCURRENT RESOLUTION SIGNED.

The Chair (Lieutenant Governor Davidson) gave notice of signing, and did sign, in the presence of the Senate, after its caption had been read, the following resolution:

Senate Concurrent Resolution No. 2, Providing for the printing of 300 copies of the Legislative Manual, containing the rules of the Senate and the rules of the House, the joint rules of the Senate and House, and names of the officers and members of the Senate and House and a copy of the Constitution of Texas, and of the United States, three-fourths of said copies to be assigned to the House, and one-fourth to the Senate, and providing for payment to the public printer for printing said copies.

## ADJOURNMENT.

On motion of Senator Hudspeth, the Senate adjourned until 10 o'clock tomorrow morning.

## APPENDIX.

## COMMITTEE REPORTS.

Committee Room,

Austin, Texas, April 5, 1909.

Hon. A. B. Davidson, President of the Senate.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

Senate bill No. 25, A bill to be entitled "An Act providing conditions upon which fire insurance companies shall transact business in this State, and providing for the regulation and control of rates of premium on fire insurance, and to prevent discrimination therein; and to create a Fire Insurance Rating Board, and to provide penalties for violations of this act, and declaring an emergency,"

And find the same correctly engrossed.

WARD, Chairman.



## (Floor Report.)

Austin, Texas, April 2, 1909.

Hon. A. B. Davidson, President of the Senate.

Sir: Your Committee on Insurance, Statistics and History, to whom was referred.

Senate bill No. 88, A bill to be entitled "An Act amending Section 37 of an act passed by the Regular Session of the Thirty-first Legislature, approved March 22, 1909, so as to provide that no company shall transact the business of life insurance in this State whose charter authorizes it to do a fire, marine, lightning, tornado or inland insurance business; and that no company shall take fire, marine or inland risk which is authorized to do a life or health insurance business in this State, and declaring an emergency."

Have had the same under consideration, and beg leave to report it back to the Senate with the recommendation that it do pass, and be not printed.

Hudspeth, Chairman; Watson, Senter, Alexander, Veale, Sturgeon.

## SIXTEENTH DAY.

Senate Chamber,

Austin, Texas,

Tuesday, April 6, 1909.

Senate met pursuant to adjournment, Lieutenant Governor A. B. Davidson presiding.

Roll call, quorum present, the following Senators answering to their names:

Adams.	Meachum.
Alexander.	Murray.
Brachfield.	Paulus.
Bryan.	Peeler.
Cofe.	Perkins.
Greer.	Real.
Harper.	Senter.
Hayter.	Stokes.
Holsey.	Sturgeon.
Hudspeth.	Terrell of Bowie.
Hume.	Terrell of McLennan.
Kellie.	Veale.
Masterson.	Ward.
Mayfield.	Willacy.

Absent.

Watson. Weinert.

Prayer by the Chaplain, Rev. H. M. Sears.

Pending the reading of the Journal of yesterday, on motion of Senator Perkins, the same was dispensed with.

## EXCUSED.

On account of sickness:

Senator Mayfield for yesterday, on motion of Senator Meachum.

## BILLS AND RESOLUTIONS.

There being no bills and resolutions, the Chair declared the morning call concluded.

(By unanimous consent after the morning call was concluded.)

By Senators Murray and Willacy:

Senate Concurrent Resolution No. 3, Be it Resolved by the Senate, the House concurring, that our representatives in the United States Congress be, and they are hereby requested to use their best efforts to have a law passed authorizing the Secretary of Commerce and Labor to co-operate through the Bureau of the Coast and Geodetic Survey and the Bureau of Fisheries with the Fish and Oyster Commissioner of the State of Texas in making surveys of the natural oyster beds, bars, and rocks in the gulf waters upon the coast of Texas, etc.

Read first time, and referred to Committee on Federal Relations.

## FIRST HOUSE MESSAGE.

Hall of the House of Representatives,  
Austin, Texas, April 6, 1909.

Hon. A. B. Davidson, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following bills:

House bill No. 1, A bill to be entitled "An Act to provide for the more effective regulation and supervision of banks of deposit or discount, or both of deposit and discount and banking and trust companies in this State, incorporated under and by virtue of the provisions of Chapter 10 of the Acts of the First Called Session of the Twenty-ninth Legislature of the State of Texas, and known as the State banking law; providing additional safeguards for the protection of the depositors and other creditors of such institutions, etc., and declaring an emergency."

House bill No. 120, A bill to be entitled "An Act to amend Articles 2439 of Chapter 1, Title 45 of the Revised Statutes of the State of Texas of 1895 in reference to fees of office to be charged and